### Market code

#### Application

1. This code applies to assessing development for a Market.
2. When using this code, reference should be made to Part 5.

#### Purpose

1. The purpose of the code is to ensure that markets are operated to avoid adverse impacts on the amenity of surrounding areas and to minimise impacts on the road network.
2. The purpose of the code will be achieved through the following overall outcomes:
   1. markets are appropriately located;
   2. markets do not result in adverse impacts on the viability of centres, external traffic networks, safety and amenity;
   3. following cessation of use, land is returned to its original condition.

#### Criteria for assessment

Part A - Criteria for self-assessable and assessable development

Table 9.3.14.3.a – Market code – self-assessable and assessable development

| Performance outcomes | Acceptable outcomes | Applicant response |
| --- | --- | --- |
| **For self-assessable and assessable development** | | |
| **Site requirements** | | |
| **PO1**  The site where the use is conducted is of sufficient size to:  (a) accommodate the proposed activity;  (b) cater for the expected number of users;  (c) be capable of mitigating impacts of the proposed use on sensitive land uses. | **AO1.1**  Development is carried out on a site with a minimum area of 1000m2,  or  **AO1.2**  Development is contained within an existing building within the Principal centre, Major centre or District centre zone. |  |
| **PO2**  Access to the site does not interfere with the safe functioning of the road network. | **AO2.1**  Vehicular access is not via:  (a) an access place;  (b) an access street;  (c) a State controlled road. |  |
| **Operation** | | |
| **PO3**  The use is temporary. | **AO3.1**  The use does not:  (a) exceed 52 days in any 12 month period;  (b) exceed 3 days in any one duration;  (c) require the construction of buildings or structures or require the installation of infrastructure or services. |  |